Daily Digest

HIGHLIGHTS

The House passed H.R. 4546, Bob Stump National Defense Authorization Act for FY 2003.

Senate

Chamber Action

Routine Proceedings, pages \$4085-\$4184

Measures Introduced: Sixteen bills and one resolution were introduced, as follows: S. 2487–2502, and S. Con. Res. 109.

Pages \$4145-46

Measures Reported:

Report to accompany S. 625, to provide Federal assistance to States and local jurisdictions to prosecute hate crimes. (S. Rept. No. 107–147)

Page S4145

Andean Trade Preference Expansion Act: Senate continued consideration of H.R. 3009, to extend the Andean Trade Preference Act, and to grant additional trade benefits under that Act, taking action on the following amendments proposed thereto:

Pages S4125, S4137

Withdrawn:

Lott Amendment No. 3399 (to Amendment No. 3386), of a perfecting nature with respect to trade promotion authority. Page \$4125

Pending:

Daschle Amendment No. 3386, in the nature of a substitute. Pages \$4125, \$4137

A motion was entered to close further debate on Lott Amendment No. 3399 (to Amendment No. 3386), listed above. Page S4125

Subsequently, the cloture motion was withdrawn.

Page S4125

A unanimous-consent agreement was reached providing for further consideration of the bill at 11 a.m., on Friday, May 10, 2002. Page S4184

Nominations—Agreement: A unanimous-consenttime agreement was reached providing for consideration of Paul G. Cassell, to be United States District Judge for the District of Utah, at 4 p.m. on Monday, May 13, 2002, with a vote on confirmation of the nomination to occur at 6 p.m. Page S4181 Export-Import Bank Authorization: Senate disagreed to the House amendment to S. 1372, to reauthorize the Export-Import Bank of the United States, agreed to the House request for a conference, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Sarbanes, Dodd, Johnson, Bayh, Gramm, Shelby, and Hagel.

Pages S4181-84

Messages From the President: Senate received the following messages from the President of the United States during the adjournment of the Senate on May 3, 2002:

Transmitting, pursuant to law, a report to restore nondiscriminatory trade treatment (normal trade relations treatment) to the products of Afghanistan; to the Committee on Finance. (PM–83)

Page S4143

Transmitting, pursuant to law, a report relative to two deferrals of budget authority, totaling \$2 Billion; referred jointly, pursuant to the order of January 30, 1975 as modified by the order of April 11, 1986; to the Committees on Appropriations; the Budget; and Foreign Relations. (PM-84) Page S4143

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 97 yeas (Vote No. EX. 104), Leonard E. Davis, of Texas, to be United States District Judge for the Eastern District of Texas.

Pages \$4089-\$4102, \$4184

By unanimous vote of 97 yeas (Vote No. EX. 105), Andrew S. Hanen, of Texas, to be United States District Judge for the Southern District of Texas.

Pages \$4089-\$4103, \$4184

By unanimous vote of 97 yeas (Vote No. EX. 106), Samuel H. Mays, Jr., of Tennessee, to be United States District Judge for the Western District of Tennessee.

Pages \$4089-\$4103, \$4184

By unanimous vote of 97 yeas (Vote No. EX. 107), Thomas M. Rose, of Ohio, to be United States District Judge for the Southern District of Ohio.

Pages S4089-S4103, S4184

Messages From the House:

Measures Referred:

Measures Placed on Calendar:

Measures Read First Time:

Page S4143

Pages S4143–45

Additional Cosponsors:

Pages S4146–47

Statements on Introduced Bills/Resolutions:

Pages S4147-66

Additional Statements:

Amendments Submitted:

Authority for Committees to Meet:

Pages S4141–43

Pages S4166–80

Authority for Committees to Meet:

Pages S4180–81

Record Votes: Four record votes were taken today.

(Total—107)

Pages S4102–03

Adjournment: Senate met at 10 a.m., and ad-

Adjournment: Senate met at 10 a.m., and adjourned at 6:28 p.m., until 10 a.m., on Friday, May 10, 2002.

Committee Meetings

(Committees not listed did not meet)

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee continued in evening session to mark up proposed legislation authorizing funds for fiscal year 2003 for military activities of the Department of Defense.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee met and approved the issuance of a subpoena to compel the testimony of certain witnesses.

NATIONAL MARINE FISHERIES SERVICE

Committee on Commerce, Science, and Transportation: Subcommittee on Oceans, Atmosphere, and Fisheries held oversight hearings to examine management issues at the National Marine Fisheries Services, receiving testimony from William T. Hogarth, Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce; Ray Kammer, Boyd, Maryland, former Deputy Under Secretary of Commerce for the National Oceanic and Atmospheric Administration; David Benton, North Pacific Fishery Management Council, Anchorage, Alaska, on behalf of the North Pacific Research Board; Penelope D. Dalton, Consortium for Oceanographic Research and Education, Washington, D.C.; Richard E. Gutting, Jr., National Fisheries Institute, Arlington, Virginia; and Suzanne Iudicello, Rapid City, South Dakota.

Hearings recessed subject to call.

PUBLIC LANDS AND FORESTS

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Forests concluded hearings on S. 454, to provide permanent funding for the Bureau of Land Management Payment in Lieu of Taxes program, S. 1139, to direct the Secretary of Agriculture to convey certain land to Lander County, Nevada, and the Secretary of the Interior to convey certain land to Eureka County, Nevada, for continued use as cemeteries, S. 1325, to ratify an agreement between the Aleut Corporation and the United States of America to exchange land rights received under the Alaska Native Claims Settlement Act for certain land interests on Adak Island, S. 1497/H.R. 2385, to convey certain property to the city of St. George, Utah, in order to provide for the protection and preservation of certain rare paleontological resources on that property, S. 1711/H.R. 1576, to designate the James Peak Wilderness and the James Peak Protection Area in the State of Colorado, and S. 1907, to direct the Secretary of the Interior to convey certain land to the city of Haines, Oregon, after receiving testimony from Senator Hatch; Representative Udall; H.T. Johnson, Assistant Secretary of the Navy for Installations and Environment; Randal Bowman, Special Assistant to the Assistant Secretary for Fish, Wildlife, and Parks, Chris Kearney, Deputy Assistant Secretary for Policy and International Affairs, and Larry Finfer, Assistant Director for Communications, Bureau of Land Management, all of the Department of the Interior; Gloria Manning, Associate Deputy Chief, National Forest System, Forest Service, Department of Agriculture; and Janet S. Porter, Catron County Office of the Treasurer, Reserve, New Mexico, on behalf of the National Association of Counties.

HIGHWAY TRUST FUND

Committee on Finance: Committee held hearings to examine revenue issues related to the Highway Trust Fund, including improving projection and tax estimation efficiency and accuracy, highway program size accommodation, and enhancing tax collection to accommodate a growing program, receiving testimony from Andrew Lyon, Deputy Assistant Secretary of the Treasury for Tax Analysis; JayEtta Z. Hecker, Director, Physical Infrastructure Issues, General Accounting Office; and Kim P. Cawley, Chief, Natural and Physical Resources Cost Estimates Unit, Congressional Budget Office.

Hearings recessed subject to call.

CONSOLIDATED STUDENT LOAN INTEREST RATES

Committee on Health, Education, Labor, and Pensions: Committee began hearings to examine Federal student aid programs, receiving testimony from William D. Hansen, Deputy Secretary of Education.

Hearings recessed subject to call.

NOMINATION PROCESS

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings to examine the federal judicial selection and confirmation of nominations process, after receiving testimony from Bonnie J. Campbell, former Counsel to the U.S. Attorney General, and former Attorney General of Iowa, and C. Boyden Gray, former White House Counsel, both of Washington, D.C.; Judge Carlos Bea, California Superior Court, San Francisco; Jorge C. Rangel, Rangel Law Firm, Corpus Christi, Texas; Kent Markus, Capital University Law School Dave Thomas Center for Adoption Law, Columbus, Ohio; and Enrique Moreno, Law Offices of Enrique Moreno, El Paso, Texas.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Richard R. Clifton,

of Hawaii, to be United States Circuit Judge for the Ninth Circuit, Christopher C. Conner, to be United States District Judge for the Middle District of Pennsylvania, Joy Flowers Conti, to be United States District Judge for the Western District of Pennsylvania, and John E. Jones III, to be United States District Judge for the Middle District of Pennsylvania, after the nominees testified and answered questions in their own behalf. Mr. Clifton was introduced by Senators Inouye and Akaka, Mr. Conner was introduced by Senators Santorum and Specter, Ms. Conti was introduced by Senators Santorum and Specter, and Representative Hart, and Mr. Jones was introduced by Senators Santorum and Specter, and Representative Cox.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: On Wednesday, May 8, Committee ordered favorably reported an original bill to authorize appropriations for fiscal year 2003 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System.

House of Representatives

Chamber Action

Measures Introduced: 26 public bills, H.R. 4687–4712; 1 private bill, H.R. 4713; and 2 resolutions, H. Con. Res. 401 and H. Res. 416, were introduced.

Pages H2354–55

Reports Filed: Reports were filed today as follows: H.R. 1462, to require the Secretary of the Interior to establish a program to provide assistance through States to eligible weed management entities to control or eradicate harmful, nonnative weeds on public and private land, amended (H. Rept. 107–451, Pt. 1).

Page H2354

Guest Chaplain: The prayer was offered by the guest Chaplain, Rev. Samuel P. Warner, First Presbyterian Church of Lumberton, North Carolina.

Page H2237

Annual Meeting of the Former Members of Congress: Pursuant to the order of the House of Thursday, May 2, the House recessed to receive former Members of Congress in the House Chamber. Subse-

quently agreed that the proceedings had during the recess be printed in today's Congressional Record.

Pages H2237-45

Recess: The House recessed at 9:06 a.m. and reconvened at 10:41 a.m. Pages H2237, H2245

Motions to Adjourn: Rejected the Taylor of Mississippi motions to adjourn by a yea-and-nay vote of 44 yeas to 366 nays, Roll No. 134 and by a recorded vote of 35 ayes to 375 nays, Roll No. 137.

Pages H2248-49, H2264-65

Bob Stump National Defense Authorization Act: The House passed H.R. 4546, to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, and for military construction, to prescribe military personnel strengths for fiscal year 2003 by a recorded vote of 359 ayes to 58 noes, Roll No. 158. The title was amended so as to read: "A bill to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to

prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.".

Pages H2265-H2386

Rejected the Spratt motion that sought to recommit the bill to the Committee on Armed Forces with instructions to report it back to the House forthwith with an amendment that prohibits the use of funds to develop or deploy a nuclear-tipped ballistic missile interceptor by a recorded vote of 193 ayes to 223 noes, Roll No. 157. Pages H2383–85

Agreed to the Committee on Armed Services amendment in the nature of a substitute now printed in the bill (H. Rept. 107–436) and made in order by the rule as an original bill for the purpose of amendment.

Pages H2282, H2383

Agreed To:

Stump en bloc amendments numbered 11, 12, 13, 14, 16, 17, 18, 19, 20, 22 (Snyder), 23, 24, and 22 (Tiahrt) and printed in Part B of H. Rept. 107–450 that allows the use of DNA samples maintained by DOD for law enforcement purposes; expresses the sense of Congress that no less than 12 Navy aircraft carriers should be in active service and commends carrier crews; establishes a National Foreign Language Skills Registry; extends base contract for Navy-Marine Corps intranet to seven years; renews certain procurement technical assistance cooperative agreements at funding levels to support existing programs; prohibits Navy procurement of T-5 fuel tankers unless specifically authorized; conveys assets at Fort Monmouth, New Jersey to build or rehabilitate military housing; requires a report on the contract award for the lead design agent for the DD(X) ship program by March 31, 2003; authorizes three Navy pilot projects for the acquisition of military unaccompanied housing; authorizes gifts to the National Defense University; authorizes professional certification standards for accounting positions; reallocates Air Force Reserve F-16 funding for 36 Litening II modernization upgrade kits; and limits future Department of Defense reporting requirements to five years; Pages H2328-33

Weldon of Pennsylvania amendment numbered 1, printed in part A of H. Rept. 107–450, as modified, that provides a statement of policy with regard to enhanced cooperation between the United States and Russian Federation to promote mutual security (agreed to by a recorded vote of 362 ayes to 53 noes, Roll No. 142);

Pages H2333–38, H2348–49

Tauscher amendment numbered 2, printed in part A of H. Rept. 107–450 that requires a report on options for achieving, prior to 2012, a level of from 1,700 to 2,200 operationally deployed nuclear warheads as outlined in the Nuclear Posture Review;

Pages H2338-39

Spratt amendment numbered 5, printed in part A of H. Rept. 107–450, as amended by Hunter substitute amendment numbered 6, printed in part A of H. Rept. 107–450 that allocates additional funding of \$65 million for 24 additional PAC–3 missiles and additional funding of \$70 million for the Israeili Arrow Ballistic Missile System program to be derived from amounts available to the Missile Defense Agency;

Pages H2349–52

Goode amendment numbered 8, printed in part A of H. Rept. 107–450, that authorizes the assignment of military personnel to assist the INS and Customs Service at the request of the Attorney General or the Secretary of the Treasury (agreed to by a recorded vote of 232 ayes to 183 noes, Roll No. 154);

Pages H2365-68, H2381

Paul amendment numbered 9, printed in part A of H. Rept. 107–450, that expresses the sense of Congress that no funds should be used to cooperate with or support the International Criminal Court (agreed to by a recorded vote of 264 ayes to 152 noes, Roll No. 155);

Pages H2368–71, H2381–82

Bereuter amendment numbered 10 printed in Part B of H. Rept. 107–450 that authorizes funding for the National Guard to participate in qualifying athletic or small arms competitions (agreed to by a recorded vote of 412 ayes to 2 noes, Roll No. 156); and

Pages H2371–73, H2382–83

Smith of New Jersey amendment numbered 21 printed in Part B of H. Rept. 107–450 that establishes the Department of Defense-Department of Veterans Affairs Health Resources Sharing and Performance Improvement act to share and coordinate resources.

Pages H2374–80

Rejected:

Markey amendment numbered 3, printed in part A of H. Rept. 107–450 that sought to prohibit the research and development of a nuclear earth penetrator weapon (rejected by a recorded vote of 172 ayes to 243 noes, Roll No. 141); Pages H2339–43

Tierney amendment numbered 4, printed in part A of H. Rept. 107–450 that sought to prohibit any funding for a space-based national missile defense program (rejected by a recorded vote of 159 ayes to 253 noes, Roll No. 145); and

Pages H2344–49

Sanchez amendment numbered 7, printed in part A of H. Rept. 107–450 that sought to permit abortions at overseas military hospitals (rejected by a recorded vote of 202 ayes to 215 noes, Roll No. 153).

Pages H2353-64, H2380-81

Rejected the Roemer motion to strike all after the enacting clause by voice vote. Page H2362

Rejected the Taylor of Mississippi motions to rise by a recorded vote of 51 ayes to 356 noes, Roll No. 138, by a recorded vote of 49 ayes to 352 noes, Roll No. 139, by a recorded vote of 51 ayes to 360 noes, Roll No. 140, by a recorded vote of 46 ayes to 356 noes, Roll No. 143, by a recorded vote of 48 ayes to 356 noes, Roll No. 144, by a recorded vote of 55 ayes to 336 noes with 1 voting "present", Roll No. 146, by a recorded vote of 55 ayes to 339 noes, Roll No. 147, by a recorded vote of 58 ayes to 325 noes with 1 voting "present," Roll No. 148, by a recorded vote of 75 ayes to 319 noes with 1 voting "present," Roll No. 149, by a recorded vote of 83 ayes to 312 noes, Roll No. 150, by a recorded vote of 154 ayes to 249 noes, Roll No. 151, and by a recorded vote of 168 ayes to 241 noes, Roll No. 152.

Pages H2334, H2337, H2342, H2342-43, H2344-45, H2348, H2350-51, H2352-53 H2360-61, H2362-63, H2364-65, H2367-68, H2374

The Clerk was authorized to make technical corrections and conforming changes in the engrossment of the bill.

Page H2386

The House agreed to H. Res. 415, the rule that provided for consideration of the bill by a recorded vote of 216 ayes to 200 noes, Roll No. 136. Agreed to order the previous question by a yea-and-nay vote of 215 yeas to 202 nays, Roll No. 135.

Pages H2245-48, H2249-64

Meeting Hour—Tuesday, May 14: Agreed that when the House adjourns on Friday, May 10, it adjourn to meet at 12:30 p.m. on Tuesday, May 14 for morning hour debate.

Page H2386

Calendar Wednesday: Agreed to dispense with the Calendar Wednesday business of Wednesday, May 15.

Page H2386

Senate Messages: Message received from the Senate today appears on page H2245.

Quorum Calls Votes: Two yea-and-nay votes and twenty-three recorded votes developed during the proceedings of the House today and appear on pages H2249, H2263-64, H2264, H2264-65, H2334, H2337, H2342, H2342–43, H2343, H2345, H2348, H2348-49, H2350-51, H2352-53, H2367, H2360–61, H2362–63, H2364–65, H2373–74, H2380-81, H2381, H2381-82, H2382-83, H2384-85, H2385-86. There were no quorum calls.

Adjournment: The House met at 9 a.m. and adjourned at 1:50 a.m. on Friday, May 10.

Committee Meetings

SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Began markup of the supplemental appropriations for fiscal year 2002. Will continue on May 14.

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education continued appropriation hearings. Testimony was heard from public witnesses.

PROTECTION OF LAWFUL COMMERCE IN ARMS ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Trade, and Consumer Protection approved for full Committee action, as amended, H.R. 2037, Protection of Lawful Commerce in Arms Act.

RECOVERING DICTATORS' PLUNDER

Committee on Financial Services: Subcommittee on Financial Institutions and Consumer Credit held a hearing on Recovering Dictators' Plunder. Testimony was heard from public witnesses.

OVERSIGHT—OFFICE OF WORKERS' COMPENSATION MANAGEMENT PRACTICES

Committee on Government Reform: Subcommittee on Government Efficiency, Financial Management and Intergovernmental Relations held a hearing on "Oversight of the Management Practices of the Office of Workers' Compensation: Are the Complaints Justified?" Testimony was heard from the following officials of the GAO: George Stalcup, Director, Strategic Issues; and Bernard Unger, Director, Physical Infrastructure; the following officials of the Department of Labor: Shelby Hallmark, Director, Workers' Compensation Program; and Gordon S. Heddell, Inspector General; and the following officials of the U.S. Postal Service: Ronald E. Henderson, Manager, Health and Resource Management; and Karla W. Corcoran, Inspector General.

CONSTITUTIONAL AMENDMENT— PROTECTING RIGHTS OF CRIME VICTIMS

Committee on the Judiciary: Subcommittee on the Constitution held a hearing on H.J. Res. 91, proposing an amendment to the Constitution of the United States to protect the rights of crime victims. Testimony was heard from public witnesses

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Crime, Terrorism, and Homeland Security approved for full Committee action the following bills: H.R. 4623, amended, Child Obscenity and Pornography Prevention Act of 2002; and H.R. 4477, Sex Tourism Prohibition Improvement Act of 2002.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard

Daniel P. Collins, Associate Deputy Attorney General, Department of Justice.

FEDERAL BUDGET ESTIMATING— ASSESSING ACCURACY

Committee on Rules: Subcommittee on Legislation and Budget Process continued hearings on "Assessing the Accuracy of Federal Budget Estimating," Part II. Testimony was heard from Representatives Cox, Stenholm, Matsui and Ryan of Wisconsin; Daniel L. Crippen, Director, CBO; and R. Glenn Hubbard, Chairman, Council of Economic Advisors.

TECHNOLOGY TALENT ACT; NSF REAUTHORIZATION

Committee on Science: Subcommittee on Research approved for full Committee action, as amended, the following bills: H.R. 3130, Technology Talent Act of 2001; and H.R. 4664, National Science Foundation Reauthorization Act of 2002.

Prior to this action, the Subcommittee held a hearing on H.R. 4664, National Science Foundation Reauthorization Act of 2002. Testimony was heard from public witnesses.

NASA'S SCIENCE PRIORITIES

Committee on Science: Subcommittee on Space and Aeronautics held a hearing on NASA's Science Priorities. Testimony was heard from the following officials of NASA: Edward Weiler, Associate Administrator, Space Science; Ghassem Asrar, Associate Administrator, Earth Science; and Mary Kicza, Associate Administrator, Biological and Physical Research.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Ordered reported, as amended, the following bills: H.R. 4015, Jobs for Veterans Act; H.R. 4085, Veterans' and Survivors' Benefits Expansion Act of 2002; H.R. 4514, Veterans Major Medical Facilities Construction Act of 2002; H.R. 3253, Department of Veterans Affairs Emergency Preparedness Research, Education, and Bio-Terrorism Prevention Act of 2002, and H.R. 4608, to name the Department of Veterans Affairs medical center in Wichita, Kansas, as the "Robert J. Dole Department of Veterans Affairs Medical Center."

EXTRATERRITORIAL INCOME REGIME

Committee on Ways and Means: Subcommittee on Select Revenue Measures continued hearings on the

Extraterritorial Income (ETI) Regime. Testimony was heard from public witnesses.

Joint Meetings

WAR ON TERRORISM

Commission on Security and Cooperation in Europe (Helsinki Commission): On Wednesday, May 8, Commission concluded hearings to examine efforts of the Organization for Security and Cooperation in Europe (OSCE) to coordinate counter-terrorism activities among its participating States and the level to which these States are fulfilling their commitments to cooperate in this endeavor, as well as diplomatic and financial dimensions of the war and the role of the European Union, after receiving testimony from James Gurule, Under Secretary of the Treasury for Enforcement; Mark F. Wong, Principal Deputy Coordinator for Counter-Terrorism, Department of State; Portuguese Foreign Minister Antonio Martins da Cruz, Chairman-in-Office, OSCE, Lisbon; and Javier Ruperez, Ambassador of Spain to the United States, Madrid.

RUSSIAN-CHECHEN WAR

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission concluded hearings to examine developments in the conflict in Chechnya, after receiving testimony from Steven Pifer, Deputy Assistant Secretary of State for European and Eurasian Affairs; Andrei Babitsky, Radio Liberty, Prague, Czechoslovakia Republic; Anatol Lieven, Carnegie Endowment for International Peace, Washington, D.C.; and Aset Chadaeva, New York, New York.

COMMITTEE MEETINGS FOR FRIDAY, MAY 10, 2002

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Indian Affairs: to hold hearings on proposed legislation authorizing funds for the implementation of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, 10 a.m., SR–485.

House

Committee on Government Reform, Subcommittee on Technology and Procurement, hearing on "Intellectual Property and Government R&D for Homeland Security," 10 a.m., 2154 Rayburn.

Next Meeting of the SENATE 10 a.m., Friday, May 10

Next Meeting of the HOUSE OF REPRESENTATIVES 10 a.m., Friday, May 10

Senate Chamber

Program for Friday: After the transaction of any morning business (not to extend beyond 11 a.m.), Senate will continue consideration of H.R. 3009. Andean Trade Preference Expansion Act.

House Chamber

Program for Friday: Pro forma session.



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